



PATENT
U.S. Pat. Appln. No. 09/095,536
Attorney Docket No. OPHD-03282

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kink, John A.

Serial No.: 09/095,536

Filed: 06/10/98

Entitled: Prevention And Treatment of Sepsis

Group No.: 1646

Examiner: Murphy, J.

**AMENDMENT AND RESPONSE TO OFFICE ACTION
MAILED FEBRUARY 7, 2001**

#17
M.J.
6/16/01

Assistant Commissioner for Patents

Washington, D.C. 20231

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Dated: June 7, 2001

By:


Mary Ellen Waitt

Dear Examiner:

This communication is responsive to the Office Action mailed February 7, 2001. The Applicant requests reconsideration of the Application in view of the following amendments and remarks. A petition for a one month extension of time is enclosed.

R E M A R K S

As an initial matter, the Applicant appreciatively acknowledges the Examiner's withdrawal of all the rejections set forth in the August 29, 2000, Office Action. The Examiner, however, has made several new rejections. Claims 1-23 are pending and stand rejected in the present application. For the Examiner's convenience, a copy of the pending Claims is attached at Appendix 1.

For the sake of clarity, the Examiner's remaining rejections are summarized below in the order they are herein addressed:

- I. Claims 1-3, 7-15, and 19-20 stand rejected under 35 U.S.C. §102(e) as allegedly being anticipated by U.S. Patent No. 5,747,532 (hereinafter the '532 patent); and